

In The Matter Of:
United States vs.
PFC Bradley E. Manning

Vol. 39
August 21, 2013
UNOFFICIAL DRAFT - 08/21/13 Morning Session

Provided by Freedom of the Press Foundation

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

VOLUME XXXIX
IN THE UNITED STATES ARMY

UNITED STATES
VS.
MANNING, Bradley E., Pfc. COURT-MARTIAL
U.S. Army, xxx-xx-9504
Headquarters and Headquarters Company,
U.S. Army Garrison,
Joint Base Myer-Henderson Hall,
Fort Myer, VA 22211

_____ /

The Hearing in the above-entitled matter
was continued on Wednesday, August 21, 2013, at 10:14
a.m., at Fort Meade, Maryland, before the Honorable
Colonel Denise Lind, Judge.

DISCLAIMER

This transcript was made by a court reporter who is not the official Government reporter, was not permitted to be in the actual courtroom where the proceedings took place, but in a media room listening to and watching live audio/video feed, not permitted to make an audio backup recording for editing purposes, and not having the ability to control the proceedings in order to produce an accurate verbatim transcript.

This unedited, uncertified draft transcript may contain court reporting outlines that are not translated, notes made by the reporter for editing purposes, misspelled terms and names, word combinations that do not make sense, and missing testimony or colloquy due to being inaudible by the reporter.

1 **APPEARANCES:**

2
3 **ON BEHALF OF THE GOVERNMENT:**

4 MAJOR ASHDEN FEIN

5 CAPTAIN JOSEPH MORROW

6 CAPTAIN ANGEL OVERGAARD

7 CAPTAIN HUNTER WHYTE

8 CAPTAIN ALEXANDER van ELTEN

9
10 **ON BEHALF OF THE ACCUSED:**

11 DAVID COOMBS

12 CAPTAIN JOSHUA TOOMAN

13 MAJOR THOMAS HURLEY

1 PROCEEDINGS

2 THE CLERK: All rise.

3 THE COURT: Please be seated. Court is
4 called to order. Major Fein, please account for the
5 parties.

6 MR. FEIN: Yes, ma'am. All parties in the
7 court room last recess are again present with the
8 following exceptions: Major Fein, Captain Overgaard,
9 Major Hurley and Captain Tooman are present.

10 Also, Your Honor, as of 10:10 this morning,
11 there are 75 members of the media in the Media
12 Operations Center. There's one stenographer. There
13 are 12 member of the media in the courtroom panel box,
14 45 spectators in the courtroom, 30 spectators in the
15 overflow trailer and the post theater, although
16 available, is not currently being used.

17 THE COURT: Thank you.

18 All right. The court has finalized, it's
19 under the seal order and attached index of exhibits.

20 Have both sides had an opportunity to
21 review this and are there any objections?

1 MR. COOMBS: The Defense has reviewed it.
2 No objections, Your Honor.

3 MR. FEIN: Same with the United States,
4 Your Honor.

5 THE COURT: All right. It will be marked
6 as the next Appellate exhibit in line.

7 All right. Members of the gallery, I will
8 now announce the sentence. I ask that you maintain
9 decorum as you have throughout these proceedings. If
10 there is any outburst or disturbing conduct, I will
11 stop and, if I find there has been a disturbance, I
12 will order the disturbing party to be escorted out of
13 the courtroom by security.

14 First of all, is there anything we need to
15 address before we adjourn the court other than
16 sentence?

17 MR. FEIN: No, ma'am.

18 MR. COOMBS: No.

19 THE COURT: The accused and counsel, please
20 rise. (Pause.)

21 PFC Bradley E. Manning, this court

1 sentences you to be reduced to the grade of Private E1,
2 to forfeit all pay and allowances, to be confined for
3 35 years and to be dishonorably discharged from the
4 service. Please be seated.

5 PFC Manning will be credited with
6 1,182 days of pre-trial confinement and 112 days of
7 Article 13 credit for a total of 1,294 days of sentence
8 credit. This court is adjourned.

9 THE CLERK: All rise.

10 THE COURT: Carry on.

11 (Court was adjourned at 10:17 a.m.)
12
13
14
15
16
17
18
19
20
21

	21;6:8,10,11		5:10
A	courtroom (3) 4:13,14;5:13	H	overflow (1) 4:15
account (1) 4:4	credit (2) 6:7,8	Honor (3) 4:10;5:2,4	Overgaard (1) 4:8
accused (1) 5:19	credited (1) 6:5	Hurley (1) 4:9	P
address (1) 5:15	currently (1) 4:16	I	panel (1) 4:13
adjourn (1) 5:15	D	index (1) 4:19	parties (2) 4:5,6
adjourned (2) 6:8,11	days (3) 6:6,6,7	L	party (1) 5:12
again (1) 4:7	decorum (1) 5:9	last (1) 4:7	Pause (1) 5:20
allowances (1) 6:2	Defense (1) 5:1	line (1) 5:6	pay (1) 6:2
although (1) 4:15	discharged (1) 6:3	M	PFC (2) 5:21;6:5
announce (1) 5:8	dishonorably (1) 6:3	ma'am (2) 4:6;5:17	Please (4) 4:3,4;5:19;6:4
Appellate (1) 5:6	disturbance (1) 5:11	maintain (1) 5:8	post (1) 4:15
Article (1) 6:7	disturbing (2) 5:10,12	Major (3) 4:4,8,9	present (2) 4:7,9
attached (1) 4:19	E	Manning (2) 5:21;6:5	pre-trial (1) 6:6
available (1) 4:16	E1 (1) 6:1	marked (1) 5:5	Private (1) 6:1
B	escorted (1) 5:12	media (3) 4:11,11,13	PROCEEDINGS (2) 4:1;5:9
both (1) 4:20	exceptions (1) 4:8	member (1) 4:13	R
box (1) 4:13	exhibit (1) 5:6	members (2) 4:11;5:7	recess (1) 4:7
Bradley (1) 5:21	exhibits (1) 4:19	morning (1) 4:10	reduced (1) 6:1
C	F	N	review (1) 4:21
called (1) 4:4	Fein (5) 4:4,6,8;5:3,17	need (1) 5:14	reviewed (1) 5:1
Captain (2) 4:8,9	finalized (1) 4:18	next (1) 5:6	right (3) 4:18;5:5,7
Carry (1) 6:10	find (1) 5:11	O	rise (3) 4:2;5:20;6:9
Center (1) 4:12	First (1) 5:14	objections (2) 4:21;5:2	room (1) 4:7
CLERK (2) 4:2;6:9	following (1) 4:8	one (1) 4:12	S
conduct (1) 5:10	forfeit (1) 6:2	Operations (1) 4:12	Same (1) 5:3
confined (1) 6:2	G	opportunity (1) 4:20	seal (1) 4:19
confinement (1) 6:6	gallery (1) 5:7	order (3) 4:4,19;5:12	seated (2) 4:3;6:4
COOMBS (2) 5:1,18	grade (1) 6:1	out (1) 5:12	security (1) 5:13
counsel (1) 5:19		outburst (1)	sentence (3) 5:8,16;6:7
COURT (12) 4:3,3,7,17,18;5:5,15,19,			sentences (1)

6:1 service (1)	6:3		
6:4 sides (1)	4		
4:20 spectators (2)	45 (1) 4:14		
4:14,14 States (1)	7		
5:3 stenographer (1)	75 (1) 4:11		
4:12 stop (1)			
5:11			
T			
theater (1)			
4:15			
throughout (1)			
5:9			
Tooman (1)			
4:9			
total (1)			
6:7			
trailer (1)			
4:15			
U			
under (1)			
4:19			
United (1)			
5:3			
used (1)			
4:16			
Y			
years (1)			
6:3			
1			
1,182 (1)			
6:6			
1,294 (1)			
6:7			
10:10 (1)			
4:10			
10:17 (1)			
6:11			
112 (1)			
6:6			
12 (1)			
4:13			
13 (1)			
6:7			
3			
30 (1)			
4:14			
35 (1)			